

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Likourezos et al.

Examiner: David Linzey

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Serial No.: 10/044,075

Group Art Unit: 3628

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Filed: January 11, 2002

Docket: 1002 CIP III

GROUP 3600For: **SYSTEM AND METHOD FOR EFFECTING A REAL-TIME PAYMENT
FOR AN ITEM WON ON AN ELECTRONIC AUCTION**Assistant Commissioner for Patents
Washington, D.C. 20231**PREVIOUSLY SUBMITTED AND ADDITIONAL STATEMENTS OF
GEORGE LIKOUREZOS IN SUPPORT OF THE REQUEST FOR
RECONSIDERATION OF PETITION TO MAKE SPECIAL**

*Ready
10/25/02*

Applicants gratefully appreciate the opportunity provided by Special Examiner Randolph Riese by a telephone call made earlier today to rectify the previously submitted petition documents.

I, GEORGE LIKOUREZOS, do hereby state as follows:

1. I am now an attorney-at-law licensed to practice law in all courts of the State of New York.
I am also admitted to practice before the United States Supreme Court and the Court of Appeals for the Federal Circuit.
2. I am registered to practice before the United States Patent and Trademark Office.

FACSIMILE CERTIFICATION

I hereby certify that this correspondence is sent via facsimile transmission to Special Examiner Randolph Riese at facsimile number 703-605-0586 of the United States Patent and Trademark Office.

Dated: 11/25/02George Likourezos
(Signature of person mailing paper)

3. On behalf of myself and Michael A. Scaturro, inventors of the System and Method for Effecting a Real-time Payment for an Item Won on an Electronic Auction of the above-identified patent application, I have conducted a comprehensive search of the prior art and have good knowledge of the pertinent prior art.
4. After review of the prior art, in my opinion, the above-identified patent application is allowable and will be granted patent protection.
5. Upon carefully considering and rigidly comparing the original claims and subsequently filed claims of the System and Method for Effecting a Real-time Payment for an Item Won on an Electronic Auction of the present application and eBay's Checkout system and method and PayPal's Winning Bidder Notification system and method (i.e., the infringing systems and methods) described on eBay's and PayPal's websites, www.ebay.com and www.paypal.com, respectively, in my opinion, several of the claims are unquestionably infringed. Accordingly, there is at least one method currently in public use which actually infringes several of the claims of the present application.
6. I believe that the present application should be made special pursuant to 37 CFR §1.102 - *Advancement of Examination* in order to allow us, the inventors, the opportunity to quickly seek proper redress.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this application or document or any registration resulting therefrom.

Respectfully submitted,



George Likourezos

Reg. No. 40,067

Applicant and Attorney of Record

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